

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

AMERICAN SPIRIT AND CHEER  
ESSENTIALS, INC. by HEIDI  
WEBER, ROCKSTAR  
CHAMPIONSHIPS, LLC by  
DAVID OWENS, JEFF & CRAIG  
CHEER, LLC, d/b/a JEFF AND  
CRAIG CAMPS, by CRAIG  
HALLMARK, MARK LUKENS  
and KATHLEEN LUKENS, and  
ASHLEY HAYGOOD, Individually  
and on Behalf of all Others  
Similarly Situated,

Plaintiffs,

v.

VARSITY BRANDS, LLC, BSN  
SPORTS, LLC, VARSITY SPIRIT  
LLC, HERFF JONES, LLC,  
VARSITY BRANDS HOLDING  
CO., INC., VARSITY SPIRIT  
FASHION & SUPPLIES, LLC,  
U.S. ALL STAR FEDERATION,  
INC., USA FEDERATION FOR  
SPORT CHEERING, d/b/a USA  
CHEER, VARSITY INTROPA  
TOURS, LLC and JEFF WEBB,

Defendants.

CIVIL ACTION

FILE NUMBER:

2:20-CV-02782-SHL-tmp

**DECLARATION OF  
MARK LUKENS**

I, Mark Lukens, declare as follows:

1. I am a named Plaintiff in the current action
2. I bought a class ring from Herff Jones and I have the receipt which is attached.
3. I spoke with a Herff Jones salesperson to get a copy of the receipt and was told they keep that information for only two (2) years.
4. I still have the ring.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct..

Executed on June 21, 2022

  
\_\_\_\_\_  
Mark Lukens

KATHLEEN L LUKENS

Account Ending 0-21004

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**Detail Continued**

				<b>Amount</b>
03/03/17	AMAZON MKTPLACE PMTS BOOK STORES	AMZN.COM/BILL	WA	\$63.95
03/07/17	CARNIVAL CRUISE LINES RESERVATION CRUISE LINE	MIAMI	FL	\$150.00
03/07/17	FEDEX INV 971906063 1971906063 1-800-622-1147 KATHLEEN NC DIRECT BILLING TRANSACTION FEDEX INV# 000971906063 FedEx #1-800-622-1147	MEMPHIS	TN	\$206.91
03/07/17	COLUMBIA DOWNTOWN HISTORIC DIS Arrival Date 03/03/17 Departure Date 03/05/17 00000000	COLUMBIA	SC	\$331.66
03/08/17	ONSTAR ONLINE SVCS	888-4ONSTAR	MI	\$24.99
03/08/17	HERFF JONES/NCGRD 1632 0021 336-228-7770 Description WATCHES AND JEWELRY	BURLINGTON	NC	\$397.06
03/09/17	DISNEY RESORTS-ART OF ANIMATION FRONT Arrival Date 03/09/17 Departure Date 03/13/17 00000000	LAKE BUENA VISTA	FL	\$340.31
03/11/17	FRESH PRODUCE SPORTSWEAR 941-380-4478 Description APPAREL/ACCESSORIES	ORLANDO	FL	\$459.02
03/13/17	THRIFTY CAR RENTAL Location Rental: ORLANDO FL Return: ORLANDO FL Agreement Number: 127595311 Renter Name: LUKENS /KATHLEEN	877-283-0898 Date 17/03/09 17/03/13	FL	\$327.49
03/14/17	CARNIVAL CRUISE LINES RESERVATION CRUISE LINE	MIAMI	FL	\$916.25
03/14/17	CARNIVAL CRUISE LINES RESERVATION CRUISE LINE	MIAMI	FL	\$5,295.00
03/17/17	SW AIR SOUTHWEST AIRLINES (MASTE From: LAS VEGAS MCCARRAN To: RALEIGH/DURHAM N/A N/A N/A Ticket Number: 5262495561670 Passenger Name: LUKENS/KATHLEEN Document Type: PASSENGER TICKET	DALLAS Carrier: WN YY YY YY Date of Departure: 04/13	TX	\$285.94
03/17/17	SW AIR SOUTHWEST AIRLINES (MASTE From: N/A To: N/A N/A N/A N/A Ticket Number: 5260608270080 Document Type: MISC. CHARGE ORDER (MCO)/PREPAID TICKET AUTH.	DALLAS Carrier: YY YY YY YY	TX	\$15.00

Class Ring

Continued on next page



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NC 0005212416217

■ ELITE CLASSIC-MM 0005212416217 (continued)

DATE	DESCRIPTION	AMOUNT(\$)
02/24	BB&T CHECK CARD PURCHASE-PIN 02-24-16 WENDOVER FAMILY 9781 4839 WENDOVER JAMESTOWN NC	26.00
02/25	BB&T CHECK CARD PURCHASE HERFF JONES #4945 02-21 4046603134 GA 9781	256.45
02/25	BB&T CHECK CARD PURCHASE ZEKOS 02-24 JAMESTOWN NC 9781	46.31
02/26	BB&T ONLINE BILL PAYMENT ONLINE PMT PIEDMONT NAT GAS CKF234915441POS	170.15
02/26	BB&T ONLINE BILL PAYMENT ONLINE PMT CITIMORTGAGE CKF234915441POS	869.13
02/26	BB&T ONLINE BILL PAYMENT ONLINE PMT CHASE MTGE CKF234915441POS	4,045.02
02/26	BB&T CHECK CARD PURCHASE CONDE SYSTEMS 02-25 251-633-5704 AL 0859	100.00
02/26	PREAUTHORIZED TRANSFER ACCOUNT NUMBER 0005205214102	75.00
02/29	BB&T CHECK CARD PURCHASE-PIN 02-26-16 LOWE'S FOODS #18 9781 1236 GUILFORD JAMESTOWN NC	290.56
02/29	BB&T CHECK CARD PURCHASE SOUTHERN ROOTS RES 02-27 JAMESTOWN NC 0859	32.00
02/29	BB&T ONLINE TRANSFER TRANSFER TO CHECKING 0005294828402 02-29-16	1,000.00
02/29	BB&T ONLINE BILL PAYMENT BB&T Item Processing 02-29-16 20249280231001	675.49
02/29	PREAUTHORIZED TRANSFER ACCOUNT NUMBER 0005109934609	50.00
03/01	BB&T ONLINE BILL PAYMENT ONLINE PMT SAMS CLUB MC CKF234915441POS	250.98
03/01	PREAUTHORIZED TRANSFER ACCOUNT NUMBER 0005109934609	150.00
03/02	BB&T ONLINE BILL PAYMENT ONLINE PMT VICTORIAS SECRET CKF234915441POS	361.43
03/02	BB&T 24 CASH WITHDRAWAL 03-02-16 0859 EDEN-MAIN MEADOW GREEN EDEN NC	100.00
03/02	SIGONFILE YARDI SERVICECHG 7ZB1 CourtneyLukens	1.00
03/02	K-T MAR #3 CHEER EXTREME AL XXXX LUKENS, BAILEY	130.00
03/02	SIGONFILE Inland American- FYB1 CourtneyLukens	652.95
03/03	BB&T ONLINE BILL PAYMENT ONLINE PMT PIEDMONT NAT GAS CKF234915441POS	358.15
03/03	SIGONFILE YARDI SERVICECHG L5C1 CourtneyLukens	1.00
03/03	SIGONFILE Inland American- 65C1 CourtneyLukens	14.70
03/04	INTERNET PAYMENT ACH PMT AMEX EPayment M6732	1,000.00
03/04	PREAUTHORIZED TRANSFER ACCOUNT NUMBER 0005205214102	75.00
03/07	BB&T ONLINE BILL PAYMENT ONLINE PMT CITY/GREENSBORO CKF234915441POS	74.52
03/07	BB&T CHECK CARD PURCHASE BUFFALO WILD WINGS 03-04 HIGH POINT NC 0859	55.00
03/07	BB&T CHECK CARD PURCHASE LA HACIENDA RESTAU 03-05 GREENSBORO NC 0859	23.22
03/07	BB&T CHECK CARD PURCHASE REGAL PALLADIUM 14 03-05 HIGH POINT NC 0859	11.09
03/07	BB&T CHECK CARD PURCHASE WALGREENS #15440 03-06 JAMESTOWN NC 0859	19.04
03/07	BB&T CHECK CARD PURCHASE TROPICAL SMOOTHIE 03-06 GREENSBORO NC 0859	29.32
03/07	FORCE PAY DEBIT MEMO Returned Cashed Check Fee	12.00
03/07	FORCE PAY DEBIT MEMO RCC-2016030510 B69866	80.00
03/07	PREAUTHORIZED TRANSFER ACCOUNT NUMBER 0005109934609	50.00
03/08	BB&T CHECK CARD PURCHASE APPLE CHINA I INC 03-07 GREENSBORO NC 0859	33.00
03/08	IMAGE RESEARCH FEE	10.00
Total other withdrawals, debits and service charges		= \$14,572.28

Deposits, credits and interest

DATE	DESCRIPTION	AMOUNT(\$)
02/16	PY02/11/16 Greensboro Radio KENS Mark L Lukens	213.59
02/16	COUNTER DEPOSIT	2,410.00
02/19	PAYROLL GREENSBORO RADIO 113X LUKENS, MARK L	6,780.64
03/04	PAYROLL GREENSBORO RADIO 877X LUKENS, MARK L	8,251.79
03/08	INTEREST PAYMENT	0.13
Total deposits, credits and interest		= \$17,656.15